

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Nicole Weinstock	Team: Team # 3	CCRB Case #: 200910589	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input type="checkbox"/> Abuse	<input checked="" type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Friday, 07/03/2009 10:35 PM	Location of Incident: In front of § 87(2)(b)	Precinct: 76	18 Mo. SOL 1/3/2011	EO SOL 1/3/2011	
Date/Time CV Reported Mon, 07/06/2009 12:00 AM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Thu, 07/09/2009 2:27 PM		

Complainant/Victim	Type	Home Address
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)

Subject Officer(s)	Shield	TaxID	Command
1. POM James Wilson	21477	942713	076 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM James Wilson	Off. Language: PO James Wilson made remarks to § 87(2)(b) based upon race.	§ 87(2)(b)

### Synopsis

On July 3, 2009, § 87(2)(b) filed this complaint via telephone with the Internal Affairs Bureau (IAB) generating log 09-32452. This complaint was forwarded to the CCRB on July 9, 2009. On July 3, 2009, at approximately 10:35 PM, § 87(2)(b) was sitting in a chair in front of his building because it was hot in the building. There were approximately 15 other people sitting in front of the building as well. Two officers parked their car in front of where § 87(2)(b) was sitting. The officers approached § 87(2)(b) and asked him for his identification. § 87(2)(b) asked the officers why they wanted his identification. PO Wilson responded, "Because I don't like niggers." PO Wilson then took § 87(2)(b)'s license and went back to the car. PO Wilson returned with a summons § 87(2)(b). A check of CTS showed PO James Wilson, tax 942713, was assigned to the 76<sup>th</sup> Precinct. § 87(2)(g)

On July 15, 2009, a please call letter was sent to § 87(2)(b). On July 16, 2009, § 87(2)(b) was contacted and began to provide a phone statement. § 87(2)(b) became too emotional to continue his statement or arrange an interview. On July 20, 2009, an attempt was made to contact § 87(2)(b). On the same day, § 87(2)(b) called the CCRB and stated that he was no longer interested in continuing with his complaint. § 87(2)(b) stated that he was not coerced by anyone at the NYPD or the CCRB and was withdrawing his complaint on his own freewill. A withdrawal letter was sent to § 87(2)(b)'s address, and will be added to the case file upon its return to the CCRB. Supervising Investigator Edwin Pena reviewed the withdrawal statement and confirmed that it adheres to agency standards. § 87(2)(g)

Investigator:

Date:

Supervisor:

Date:

Reviewed by:

Date:

Reviewed by:

Date: